

Docket No. PHUS-28

RECEIVED

In re Patent application of:
FAOUR, J. et al.

COPY OF PAPERS
ORIGINALLY FILED

JUL 26 2002

Serial No.: 09/770,901
Filed: January 26, 2001

Group Art Unit: 1614
Examiner: N/A S. 4. Jiang

TECH CENTER 1600/2900

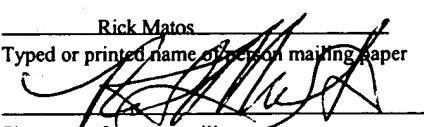
For: Pharmaceutical compositions containing
A COX-II inhibitor and a muscle
relaxant

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on 7/26/02.

Rick Matos
Typed or printed name of person mailing paper

Signature of person mailing paper

POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

I hereby appoint Rick Matos, Reg. No. 40,082, as my agent with full power of substitution and revocation to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith; and I request that all correspondence be directed to:

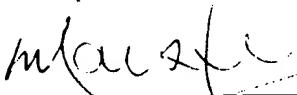
Rick Matos, Ph.D.
Innovar, L.L.C.
P.O. Box 250647
Plano, TX 75025-0647

Customer No. 24,039 
24039
PATENT TRADEMARK OFFICE

and that all calls be directed to (972) 747-7373; that all facsimile transmissions be directed to (972) 747-7375; and that all email messages be directed to innovarllc@mindspring.com.

I am the assignee of record of the entire interest. A Statement under 37 C.F.R. §3.73(b) is enclosed.

Respectfully submitted,



Date: September 4, 2001

Abdiel Mansfield (for and on behalf of Intercorp Services Inc., which is sole Director and Secretary of Osmotica Corp.)



Docket No. PHUS-28

~~SEARCHED~~ IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent application of:
FAOUR, J. et al.

RECEIVED

JUL 26 2002

Serial No.: 09/770,901
Filed: January 26, 2001

Group Art Unit: 16147 TECH CENTER 1600/2900
Examiner: N/A S. A. Tieng

For: Pharmaceutical compositions containing
A COX-II inhibitor and a muscle
relaxant

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on 7/17/02.

Rick Matos

Signature of person mailing paper

STATEMENT UNDER 37 C.F.R. 3.73(b)

OSMOTICA CORP., a company incorporated under the laws of the British Virgin Islands, states that it is the assignee of the entire right, title and interest in and to the invention covered by the patent application/patent identified above by virtue of an assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 612804, Frame 0712.

A copy of the assignments or other documents in the chain of title is attached.

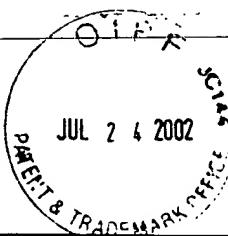
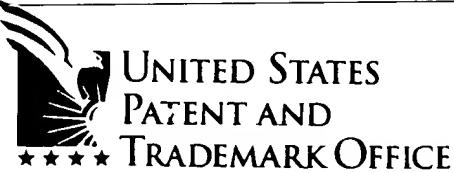
The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Respectfully submitted,

**COPY OF PAPERS
ORIGINALLY FILED**

Date: September 4, 2001

Abdiel Mansfield (for and on behalf of Intercorp Services Inc., which is sole Director and Secretary of Osmotica Corp.)



RECEIVED

JUL 26 2002

TECH CENTER 1600/2900

JUNE 18, 2002

PTAS

Chief Information Officer
Washington, DC 20231
www.uspto.gov

INNOVAR, L.L.C.
RICK MATOS
P.O. BOX 250647
PLANO, TX 75025-0647

**COPY OF PAPERS
ORIGINALLY FILED**



102065869A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/20/2001

REEL/FRAME: 012806/0712
NUMBER OF PAGES: 7

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
FAOUR, JOAQUINA

DOC DATE: 04/26/2001

ASSIGNOR:
VERGEZ, JUAN A.

DOC DATE: 04/26/2001

ASSIGNEE:
OSMOTICA CORP.
C/O ALFARO, FERRER, RAMIREZ &
ALEMAN (B.V.I.) LTD
R.G. HODGE PLAZA, SECOND FLOOR,
UPPER MAIN STREET
ROAD TOWN, TORTOLA
BR. VIRGIN
ISLANDS

SERIAL NUMBER: 09755371
PATENT NUMBER:

FILING DATE: 01/05/2001
ISSUE DATE:

SERIAL NUMBER: 09728276
PATENT NUMBER:

FILING DATE: 11/30/2000
ISSUE DATE:

012806/0712 PAGE 2

SERIAL NUMBER: 09756497
PATENT NUMBER:

FILING DATE: 01/08/2001
ISSUE DATE:

SERIAL NUMBER: 09770901
PATENT NUMBER:

FILING DATE: 01/26/2001
ISSUE DATE:

PAULA MCCRAY, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

04-24-2002

Form PTO-1595
(Rev. 03/01)
OMB No. 0651-0027 (Exp. 5/31/2002)

RECEIVED



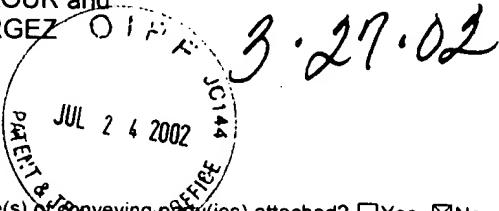
102065869

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of Conveying Party(ies)

Joaquina FAOUR and
Juan A. VERGEZ



3-27-02

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of Conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: April 26, 2001

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: _____

A. Patent Application No.(s)

09/755, 371 09/728,276 09/756,497
09/770,901

B. Patent No.(s)

COPY OF PAPERS
ORIGINALLY FILED

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Rick Matos

Address: Innovar, L.L.C.

P.O. Box 250647

Plano, TX 75025-0647

U.S.A.

6. Total Number of applications and patents involved: 4

7. Total fee (37 CFR 3.41) \$ 160.00

Enclosed

Authorized to be charged to deposit account

8. Deposit Account Number

501527

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Rick Matos

Name of Person Signing

Signature

03/27/02
Date

Total number of pages including cover sheet, attachments, and documents: 7

Mail documents to be recorded with required cover sheet information to: Commissioner of Patents and Trademarks, Box Assignments, Washington, DC 20231

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of Conveying Party(ies)

Joaquina FAOUR and
Juan A. VERGEZ

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of Conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: April 26, 2001

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: July 26, 2002

A. Patent Application No.(s)

09/755, 371 09/728,276 09/756,497
09/770,901

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence

concerning document should be mailed:

Name: Rick Matos

Address: Innovar, L.L.C.

P.O. Box 250647

Plano, TX 75025-0647

U.S.A.

B. Patent No.(s)

405 TECH CENTER 1600 RECEIVED

6. Total Number of applications and patents involved: 4

7. Total fee (37 CFR 3.41) \$ 160.00

Enclosed

Authorized to be charged to deposit account

8. Deposit Account Number

501527 COPY OF PAPERS
ORIGINALLY FILED

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Rick Matos

Name of Person Signing

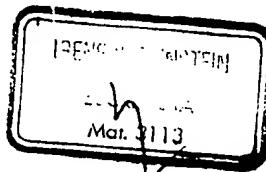
Signature

8/20/01

Date

Total number of pages including cover sheet, attachments, and documents: 7

Mail documents to be recorded with required cover sheet information to: Commissioner of Patents and Trademarks, Box Assignments, Washington, DC 20231



PATENT
JOINT TO CORPORATION

ASSIGNMENT OF PATENT RIGHTS

WHEREAS, we, the undersigned inventors, residing at the addresses indicated below are JOINT inventors of the below-listed inventions or improvements entitled as indicated for which we have executed applications for Letters Patent of the United States of America, having the indicated serial numbers; and

| No. | Title | Filing Date MM/DD/YY | Serial No. |
|-----|--|-------------------------|------------|
| 1 | Osmotic device containing diltiazem and an ACE inhibitor or diuretic | 01/05/01 | 09/755,371 |
| 2 | Osmotic device containing venlafaxine and an anti-psychotic agent | 11/30/00 | 09/728,276 |
| 3 | Osmotic device containing alprazolam and an anti-psychotic agent | 01/08/01 | 09/756,497 |
| 4 | Pharmaceutical compositions containing a COX-II inhibitor and pridinol | 01/26/01 | 09/770,901 |

WHEREAS, OSMOTICA CORP. (Assignee), a corporation organized and existing under the laws of the British Virgin Islands, having its principal office and place of business in Road Town, Tortola, British Virgin Islands, is desirous of obtaining the entire right, title and interest in, to and under said inventions and said applications in the United States of America and in any and all countries foreign thereto;

NOW, THEREFORE, for One Dollar (\$1.00) and other good and valuable consideration to each, the receipt and sufficiency of which is hereby acknowledged, and other good and valuable consideration, we have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto said Assignee, its successors, legal representatives, and assigns, the entire right, title and interest in, to and under said inventions, and said applications, and all provisional, divisional, renewal, substitutional, and continuing applications thereof, and all Letters Patent of the United States of America which may be granted thereon and all reissues, reexaminations and extensions thereof, and all applications for Letters Patent which may be filed for said inventions in any country or countries foreign to the United States of America, and all Letters Patent, Utility Model, Petty Patent, Design Patent, and Design Registration which may be granted for said inventions in any country or countries foreign to the United States of America, and all extensions, renewals, reexaminations and reissues thereof, and we hereby authorize and request the Commissioner of Patents of the United States of America, and any official of any country or countries foreign to the United States of America, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said invention to said Assignee, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

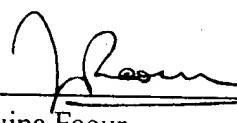
AND WE HEREBY covenant that we have full right to convey the entire interest herein assigned, and that we have not executed, and will not execute, any agreement in conflict herewith.

AND WE HEREBY further covenant and agree that we will communicate to said Assignee, its successors, legal representatives and assigns, any facts known to us respecting said inventions, and testify in any legal proceedings, sign all lawful papers, execute all divisional, renewal, substitutional, continuing, and reissue applications, make all rightful declarations and/or oaths and generally do everything possible to aid said Assignee, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said inventions in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand

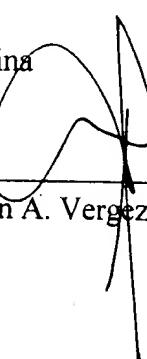
Full name of first inventor: Joaquina Faour
Residence: Olleros, 2312, 8ºB, 1426 Buenos Aires, Argentina

Date: 26/4/01


Joaquina Faour

Full name of second inventor: Juan A. Vergez
Residence: Uriburu 1316, Becar, 1642 Buenos Aires, Argentina

Date: 26/4/01


Juan A. Vergez

Country of _____ §
County of _____ § SS.

I, _____, a Notary Public in and for the Country and County aforesaid, do hereby certify that the above-named inventors, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their free and voluntary act for the uses and purposes therein set forth.

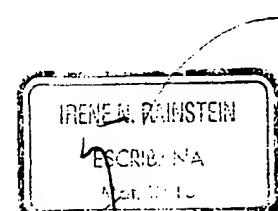
IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal, this _____ day of _____, 2001.

CERTIFICACION DE FIRMA EN SELLO

B.C.A.S. 26 APR. 2001

NOTARIAL PRACTICE N° 6007533443 - cont.

(SEAL)





C 007533473

1 Buenos Aires, 26 de abril de 2001 .- En mi carácter de Escribano

2 Escribana Titular del Registro Notarial 1315 de Capital Federal

3 CERTIFICO: PRIMERO: Que la/s firmas que obra/n en el
4 documento que ligo con esta foja, es/son puesta/s en mi presencia por la/s
5 persona/s cuyo/s nombre/s y documento/s de identidad se mencionan a
6 continuación y de cuyo conocimiento, doy fe. Joaquina FAOUR, con D.N.I.
7 11.181.401 y Juan Augusto VERGEZ, con D.N.I. 11.958.755.-

10
11
12
13
14
15
16
17

18 SEGUNDO: Que dicha/s persona/s manifiesta/n actuar ambos por propio
19 derecho, conste.-



CECP - Legalización Nro. 200104300723/6

C 007533473

26

27

28

29

30

31

32

33

34

35

36

37

38

39

40

41

42

43

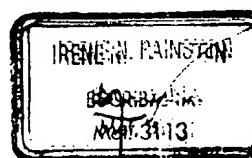
44

45

46

47

TERCERO: Que el/los requerimiento/s respectivo/s queda/n formalizado/s simultáneamente, por medio de Acta N° 143 - - del Libro de Requerimientos N° 53. Se deja constancia que el instrumento se encuentra totalmente redactado en idioma extranjero y contiene espacios en blanco. Conste.-

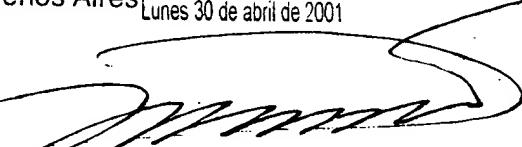




L 004807935

EL COLEGIO DE ESCRIBANOS de la Capital Federal, República Argentina,
en virtud de las facultades que le confieren las Leyes vigentes, LEGALIZA la firma
y el sello del escribano IRENE NORMA RAINSTEIN
obrantes en el documento anexo, presentado en el día de la fecha bajo
el Nº 200104300723/6 La presente legalización no juzga sobre
el contenido y forma del documento.

Buenos Aires Lunes 30 de abril de 2001


EDUARDO HECTOR PLAETSIER
COLEGIO DE ESCRIBANOS
CONSEJERO



APOSTILLE

Conventión de La Haye du 5 octobre 1961

1. PAÍS: *República Argentina* -----

El presente documento público

2. Ha sido firmado por: **EDUARDO HECTOR PLAETSIER**

3. Quién actúa en calidad de: **CONSEJERO**

4. y está revestido del sello/timbre del *COLEGIO DE ESCRIBANOS DE LA CIUDAD DE BUENOS AIRES*. -----

Certificado:

5. en *LA CIUDAD AUTONOMA DE BUENOS AIRES*

6. el día **30.04.01**

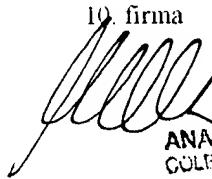
7. por *EL COLEGIO DE ESCRIBANOS DE LA CIUDAD DE BUENOS AIRES como delegado del MINISTERIO DE RELACIONES EXTERIORES, COMERCIO INTERNACIONAL Y CULTO.*

8. bajo el número: **4-13680**

9. sello:

10. firma




ANA MARIA KEMPER
COLEGIO DE ESCRIBANOS
CONSEJERA

Convenio firmado el 2/7/97 entre el Ministerio de Relaciones Exteriores, Comercio Internacional y Culto y los Colegios Notariales de la República Argentina sobre delegación de funciones de legalización. (Apostilla)



COPY OF PAPERS
ORIGINALLY FILED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent applications of:
FAOUR, J. et al.

Serial No.: 09/755,371 09/728,276 09/756,497 09/770,901
Filing Date: 01/05/2001 11/30/2000 01/08/2001 01/26/2001

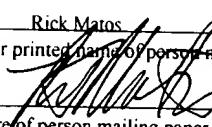
RECEIVED

JUL 26 2002

TECH CENTER 1600/2900

United States Patent & Trademark Office
Assignment Division
BOX ASSIGNMENTS, CG-4
1213 Jefferson Davis Hwy., Suite 320
Washington, D.C. 20231

Sir:

| | |
|---|--|
| CERTIFICATE OF MAILING | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: United States Patent Office, Washington, D.C. 20231 on November 1, 2001. | |
| Rick Matos | _____ Typed or printed name of person mailing paper |
|  _____ Signature of person mailing paper | |

RESPONSE TO NOTICE OF NON-RECORDATION

Pursuant to the Notice mailed October 26, 2001, Applicants hereby submit the corrected Recordation Form Cover Sheet and attached Assignment of Patent Rights document, both of which indicate the date of execution of the Assignment.

Respectfully submitted,



Rick Matos
Registration No. 40,082
Agent for Applicant
Email: innovarllc@mindspring.com

Date: 11/01/01
Innovar, L.L.C.
P.O. Box 250647
Plano, TX 75025-0647
Ph.: 972-747-7373
Fax: 972-747-7375



COPY OF PAPERS
ORIGINALLY FILED

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:
FAOUR, J. et al.

Serial No.: 09/755,371 09/728,276 09/756,497 09/770,901
Filing Date: 01/05/01 11/30/00 01/08/01 01/26/01

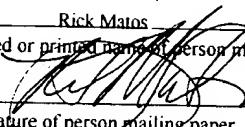
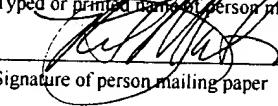
United States Patent & Trademark Office
Assignment Division
BOX ASSIGNMENTS, CG-4
1213 Jefferson Davis Hwy., Suite 320
Washington, D.C. 20231

Sir:

RECEIVED

JUL 26 2002

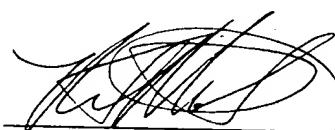
TECH CENTER 1600/2900

| | |
|---|--|
| CERTIFICATE OF MAILING | |
| I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: United States Patent and Trademark Office, Washington, D.C. 20231 on March 27, 2002. | |
| Rick Matos |  |
| Typed or printed name of person mailing paper | |
|  | |
| Signature of person mailing paper | |

RESPONSE TO NOTICE OF NON-RECORDATION

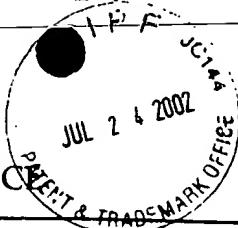
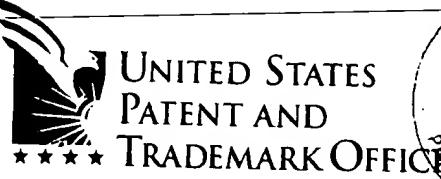
Pursuant to the Notice mailed March 14, 2002, Applicants hereby submit the corrected new Recordation Form Cover Sheet and attached Assignment of Patent Rights document, both of which indicate the date of execution of the Assignment. The Cover Sheet now indicates the date of execution and the document ID number.

Respectfully submitted,



Rick Matos
Registration No. 40,082
Agent for Applicant
Email: innovarllc@mindspring.com

Date: 3/27/02
Innovar, L.L.C.
P.O. Box 250647
Plano, TX 75025-0647
Ph.: 972-747-7373
Fax: 972-747-7375



RECEIVED

JUL 26 2002

MARCH 14, 2002

PTAS

TECH CENTER 1600/2900

Chief Information Officer
Washington, DC 20231
www.uspto.gov

INNOVAR, LLC
RICK MATOS
P.O. BOX 250647
PLANO, TX 75025-0647



101956180A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF NON-RECORDATION OF DOCUMENT

COPY OF PAPERS
ORIGINALLY FILED

DOCUMENT ID NO.: 101956180

THE ENCLOSED DOCUMENT HAS BEEN EXAMINED AND FOUND NON-RECORDABLE BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. THE REASON(S) FOR NON-RECORDATION ARE STATED BELOW. DOCUMENTS BEING RESUBMITTED FOR RECORDATION MUST BE ACCOMPANIED BY A NEW COVER SHEET REFLECTING THE CORRECT INFORMATION TO BE RECORDED AND THE DOCUMENT ID NUMBER REFERENCED ABOVE.

THE ORIGINAL DATE OF FILING OF THIS ASSIGNMENT DOCUMENT WILL BE MAINTAINED IF RESUBMITTED WITH THE APPROPRIATE CORRECTION(S) WITHIN 30 DAYS FROM THE DATE OF THIS NOTICE AS OUTLINED UNDER 37 CFR 3.51. THE RESUBMITTED DOCUMENT MUST INCLUDE A STAMP WITH THE OFFICIAL DATE OF RECEIPT UNDER 37 CFR 3. APPLICANTS MAY USE THE CERTIFIED PROCEDURES UNDER 37 CFR 1.8 OR 1.10 FOR RESUBMISSION OF THE RETURNED PAPERS, IF THEY DESIRE TO HAVE THE BENEFIT OF THE DATE OF DEPOSIT IN THE UNITED STATES POSTAL SERVICE.

SEND DOCUMENTS TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231. IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, YOU MAY CONTACT THE INDIVIDUAL WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.

1. IT IS THE POLICY OF THE ASSIGNMENT DIVISION TO RETURN ALL DOCUMENTS SUBMITTED FOR RECORDING WHEN ANY ONE OR MORE DOCUMENTS WITHIN THE SUBMITTED UNIT HAVE BEEN DEEMED NON-RECORDABLE.

MARCUS KIRK, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS